

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

MULLEN AUTOMOTIVE, INC.,

Plaintiff,

vs.

No. 1:23-cv-10637 (LLS)

IMC FINANCIAL MARKETS, CLEAR STREET  
MARKETS LLC, UBS SECURITIES LLC, and  
JOHN DOES 1 THROUGH 10,

Defendants.

**DEFENDANTS' JOINT NOTICE OF MOTION  
TO DISMISS THE COMPLAINT**

**PLEASE TAKE NOTICE** that Defendants IMC Financial Markets, Clear Street Markets LLC, and UBS Securities LLC (together, the “Defendants”), upon the Complaint filed by Plaintiff Mullen Automotive, Inc. in the above-captioned proceeding and the accompanying Memorandum of Law in Support of Defendants’ Joint Motion to Dismiss the Complaint for Failure to State a Claim, and any other arguments or materials that the Court may consider before this motion is taken under submission by the Court, will jointly move this Court, by and through their undersigned counsel, before the Honorable Louis L. Stanton, United States District Court Judge for the Southern District of New York, 500 Pearl Street, New York, New York 10007, on such date that the Court will determine, for an Order, (i) pursuant to Federal Rules of Civil Procedure 9(b) and 12(b)(6) and the Private Securities Litigation Reform Act, dismissing with prejudice the Complaint (ECF No. 1) filed by Plaintiff in the above-captioned proceeding; and (ii) granting all such other and further relief as this Court may deem just and proper.

Dated: March 11, 2024  
New York, New York

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